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Message Text

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61
ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 PM-03 INR-05 L-01 ACDA-05 PA-01

RSC-01 PRS-01 SP-02 USIA-06 TRSE-00 SAJ-01 OIC-01

OC-01 CCO-00 SS-20 NSC-05 DRC-01 /067 W
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R 111336Z OCT 74
FM AMEMBASSY ANKARA
TO SECSTATE WASHDC 6464
SECDEF WASHDC
INFO JCS WASHDC
DIRNSA WASHDC
CSAF/XOXX
OSAF/SAFUSI
USMISSION NATO
CINCEUR
CINCUSAFE RAMSTEIN AB GERMANY

S E C R E T ANKARA 8118

EO 11652 XGDS-3 INDEFINITE
TAGS: MARR, TU
SUBJ: I.A. NEGOTIATIONS MEETING OCTOBER 8, 1974: COMMUNICATIONS-ELECTRONICS (C-E)

REF: A. STATE 221064; B. ANKARA 7933

SUMMARY: AT I.A. NEGOTIATIONS MEETING OCTOBER 8, DISCUSSION OF COMMUNICATIONS-ELECTRONICS I.A. (C-E) CONTINUED ON ARTICLE 8 (CHANGES). TURKS FINALLY DROPPED INSISTENCE ON APPENDING LIST OF INSIGNIFICANT CHANGES AND PROPOSED NEW LANGUAGE FOR ARTICLE WHICH APPEARS ACCEPTABLE.

WE INFORMED TURKS OF USG ACCEPTANCE OF "UNDER MUTUALLY AGREED TERMS" FOR ARTICLE 10 D.(2) THUS COMPLETING AGREEMENT ON THAT ARTICLE. END SUMMARY

1. ARTICLE 8: TURKISH CHAIRMAN ASULA STATED THAT HE HAD
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FOUND U.S. EXEMPLARY LIST OF SIGNIFICANT CHANGES UNSATISFACTORY

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BECAUSE CHANGES THEREIN IN TURKISH VIEW WOULD AFFECT
PURPOSE, NATURE AND ACTIVITIES OF AN INSTALLATION OR OPERATION
AND WERE THEREFORE NOT MERELY "SIGNIFICANT" CHANGES. THIS
FOR HIM CONFIRMED TURKISH VIEW THAT PREPARATION OF AN
EXEMPLARY LIST OF SIGNIFICANT CHANGES ON WHICH BOTH
PARTIES COULD AGREE WOULD BE VERY DIFFICULT. HE THEN
NOTED THAT IN VIEW OF THE DIFFICULTY IN AGREEING TO ANY
SORT OF LIST, IT PERHAPS WOULD BE BEST TO DROP THE CONCEPT
OF LISTS ALTOGETHER AND TRY A NEW FORMULATION FOR THE
ARTICLE INSTEAD. HE THOUGHT AGREEMENT COULD BE REACHED
ON A NEW DRAFT IF U.S. VIEWS ON WHAT CONSTITUTED NORMAL REPAIRS
AND MAINTENANCE COULD BE CLARIFIED. HE SUGGESTED THAT
THE ARTICLE COULD CONTAIN BROAD LANGUAGE WHICH WOULD
LEAVE DETAILS FOR LOCAL IMPLEMENTATION BY THE C-E EXPERTS.
LATER IN THE MEETING AFTER THE MID-SESSION BREAK, HE
PRODUCED AN INFORMAL DRAFT FOR ARTICLE 8 AS FOLLOWS:
QUOTE SUBSEQUENT TO THE COMPLETION OF THIS
IMPLEMENTING AGREEMENT, NO CHANGES MAY BE BROUGHT TO THE
INSTALLATIONS, SYSTEMS, APPARATUS AND COMMUNICATIONS-
ELECTRONICS EQUIPMENT, WITHOUT THE APPROVAL OF THE GOVERNMENT
OF THE REPUBLIC OF TURKEY EXCEPT FOR THOSE NOT AFFECTING THE
PURPOSE, NATURE AND ACTIVITIES OF THE SAID INSTALLATIONS AND
EQUIPMENT. HOWEVER, THE TGS WILL BE ADVISED IN ADVANCE
ON THE NATURE AND EXTENT OF SUCH CHANGES, EXCEPT FOR THOSE
WHICH ARE CONSIDERED AS NORMAL MAINTENANCE AND REPAIR
REQUIREMENTS, SUCH AS REPLACEMENT OF DEFECTIVE PARTS AND
COMPONENTS OF INSTALLED EQUIPMENT, OR REPLACEMENT OF
INEFFECTIVE INSTALLED EQUIPMENT WHICH DOES NOT CHANGE THE
TRANSMITTED POWER, FREQUENCY, SIGNAL CHARACTERISTICS OR
CAPABILITIES OF THE SYSTEM INVOLVED.

AGREED MINUTE THE UPDATING OF EQUIPMENT
AND STREAMLING OF ACTIVITIES, INCLUDING RELATED BUILDING
ALTERATIONS, WILL NOT REQUIRE APPROVAL BY THE GOVERNMENT
OF THE REPUBLIC OF TURKEY, PROVIDED SUCH UPDATING OR
STREAMLINING IS IN CONFORMITY WITH THE AUTHORIZED PURPOSE,
NATURE AND ACTIVITIES AS SPECIFIED HEREIN. HOWEVER, TGS
WILL BE ADVISED IN ADVANCE ON THE NATURE AND EXTENT
OF SUCH CHANGES, EXCEPT FOR THOSE WHICH ARE CONSIDERED
AS NORMAL MAINTENANCE AND REPAIR REQUIRMENTS, SUCH AS
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REPLACEMENT OF DEFECTIVE PARTS AND COMPONENTS OF INSTALLED
EQUIPMENT, OR REPLACEMENT OF INEFFECTIVE INSTALLED EQUIPMENT
WHICH DOES NOT CHANGE THE TRANSMITTED POWER, FREQUENCY,
SIGNAL CHARACTERISTICS OR CAPABILITIES OF THE SYSTEM
INVOLVED. END QUOTE.

2. COMMENT: WE FIND THIS LATEST TURKISH DRAFT A
GREAT IMPROVEMENT. CONCEPT OF LISTS IS DROPPED ALTOGETHER.

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CONCEPT OF ROUTINE MAINTENANCE, REPAIR AND REPLACEMENT WITHOUT PRIOR NOTICE TO TGS IS CLEARLY SET FORTH. IN FACT, WE BELIEVE LANGUAGE WILL PERMIT US TO MAKE FEWER PRIOR NOTIFICATIONS THAN NOW DONE AS MATTER OF COURTESY. WE STRONGLY RECOMMEND THAT WASHINGTON IAG ACCEPT TURKISH DRAFT. WE MAY PROPOSE IMPROVING LANGUAGE BY INSERTION OF WORDS, "IN C-E EQUIPMENT AND ACTIVITIES", FOLLOWING AND MODIFYING WORDS, "SUCH CHANGES" IN THE AGREED MINUTE TO MAKE CLEAR THAT BUILDING ALTERATIONS, NOT CHANGING PURPOSE, NATURE OR ACTIVITIES, ARE NOT INCLUDED IN THE REQUIREMENT FOR PRIOR NOTIFICATION ON CHANGES OTHER THAN ROUTINE MAINTENANCE AND REPAIR. HOWEVER, WE DO NOT CONSIDER FOREGOING SUGGESTED IMPROVEMENT ESSENTIAL FOR USG ACCEPTANCE TURKISH TEXT.

3. ARTICLE 10 D.(2): U.S. CHAIRMAN GARDNER INFORMED TURKS OF OUR ACCEPTANCE "UNDER MUTUALLY AGREED TERMS" FOR "UNDER MUTUALLY AGREED COST SHARING PROCEDURES", IN ACCORDANCE REF A, THUS COMPLETING AGREEMENT ON ARTICLE 10.

4. COMMENT: WASHINGTON IAG ACCEPTANCE OF TURKISH PROPOSAL FOR ARTICLE 8 AS RECOMMENDED PARA 2 ABOVE WOULD COMPLETE AGREEMENT ON C-E MAIN TEXT EXCEPT FOR ARTICLE 7 (OLD ARTICLE 6) ON NATURE, WHERE SUBCOMMITTEE HAS BEEN CHARGED WITH TASK OF FORMULATING MUTUALLY AGREED LANGUAGE ON "NETWORKS" AND "CURRENT U.S. DIAGRAMS".
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TELECOMMUNICATION, AGREEMENT DRAFT, NEGOTIATIONS, MILITARY COMMUNICATIONS, MEETINGS
Control Number: n/a
Copy: SINGLE
Draft Date: 11 OCT 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: elyme
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974ANKARA08118
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: X3
Errors: N/A
Film Number: D740290-0615
From: ANKARA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19741054/aaaabtou.tel
Line Count: 142
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EUR
Original Classification: SECRET
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: SECRET
Previous Handling Restrictions: n/a
Reference: A. STATE 221064; B. ANKARA 7933
Review Action: RELEASED, APPROVED
Review Authority: elyme
Review Comment: n/a
Review Content Flags:
Review Date: 27 AUG 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <27 AUG 2002 by shawdg>; APPROVED <05 MAR 2003 by elyme>
Review Markings:

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US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: I.A. NEGOTIATIONS MEETING OCTOBER 8, 1974: COMMUNICATIONS- ELECTRONICS (C-E)
TAGS: MARR, TU
To: STATE DOD
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

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